

JAMES H. TULLY JR., PRESIDENT
MILTON KOERNER
THOMAS H. LYNCH

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

January 4, 1980

Blue Bird Harvester Corp.
Buffalo Rd.
Irving, NY 14081

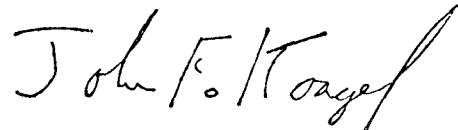
Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1090(a) of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,



cc: Petitioner's Representative
Salvatore T. Crino
Schrantz & Crino
418 Central Ave.
Dunkirk, NY 14048
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of :
Blue Bird Harvester Corp. : DEFAULT ORDER
: 79-C-4
for Redetermination of Deficiency or for Refund of :
Corporation Franchise under Article 9A of the :
Tax Law for the Years 1972-1974. :

Petitioner(s) Blue Bird Harvester Corp. filed a petition for redetermination of deficiency or for refund of Corporation Franchise under Article 9A of the Tax Law for the Years 1972-1974. File No. 25793.

A Pre-hearing conference on the petition was scheduled before James A. Fortune, at the offices of the State Tax Commission, 65 Court St., Part VI, Buffalo, New York 14202 on Tuesday, November 13, 1979 at 2:30 p.m. Notice of said Pre-hearing conference was given to petitioner(s). Petitioner(s) did not appear at the Pre-hearing conference. A default has been duly noted.

Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the petition of Blue Bird Harvester Corp. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
JANUARY 4, 1980